

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

New York City District Council of Carpenters Pension Fund, New York City District Council of Carpenters Welfare Fund, New York City District Council of Carpenters Annuity Fund, and New York City District Council of Carpenters Apprenticeship, Journeyman Retraining, Educational and Industry Fund, by their Trustees, Frank Spencer, Douglas J. McCarron, John Ballantyne, Paul Tyznar, Paul O'Brien, Kevin M. O'Callaghan, Catherine Condon, David Meberg, Bryan Winter, and John DeLollis,

Plaintiffs,

-against-

Michael Forde, John Greaney, Joseph Olivieri, Brian Hayes, Michael Mitchell, Finbar O'Neill, K.A.F.C.I., Michael Brennan, Turbo Enterprises, Inc., Terence Buckley, Pitcohn Construction Enterprises, Inc., Gerard McEntee, Pyramid Associates Construction Corp., James Duffy, EMB Contracting Corp., Michael Batalias, Elisavet Batalias, Matthew Kelleher, Brian Carson, Joseph Ruocco, John Stamberger, and Michael Vivenzio,

Defendants.

Index No. 11-CV-5474 (LBS)

**CERTIFICATE OF SERVICE**

I, Harlan J. Silverstein, an attorney of the firm Kauff McGuire & Margolis LLP, do hereby certify that I caused a true and correct copy of Plaintiffs' First Amended Complaint to be served by Federal Express Standard Overnight on November 30, 2011 upon:

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Counsel for Defendant Michael Vivenzio

Dated: New York, New York.  
November 30, 2011

Respectfully submitted,

KAUFF MCGUIRE & MARGOLIS LLP

By: s/ Harlan J. Silverstein  
Harlan J. Silverstein

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